

REMARKS

Claims 1-19 are pending.

The drawings are objected to.

The abstract stands objected to for improper language.

The specification stands objected to for improper order of sections.

Claims 1-19 stand rejected for non-statutory subject matter.

Claims 1-19 stand rejected for indefiniteness.

Claims 1-19 are herein canceled.

Claims 1-9 are newly presented to incorporate product limitations of the previous claims and to clarify the product description, so as to put the claims in condition for allowance.

Basis: The description of the instant invention as a microelectromechanical transducer has basis in the original specification which refers to "micro" structures at various locations, and which discusses the use of microelectromechanical fabrication techniques such as DRIE, LIGA, etc. Applicant submits that this is a necessary descriptor for a reader's understanding of the instant invention, but does not, per se, add method claims into the newly presented claims.

Applicant submits that the revised terminology are clarifications of some unfortunate technical language choices in the original translation, and do not represent new matter.

In response to the Office Action:

Regarding Items 2-4, the objection to the drawings:

Replacement drawings are attached.

Regarding Item 5-6, the objection to the specification:

The specification and abstract are amended to respond to Examiner's objections.

Reconsideration of the objection is respectfully requested.

Regarding Item 7-8, the rejection of claims 1-19 for non-statutory subject matter:

Claims 1-19 are herein cancelled. Newly presented claims 20-29 are drafted to avoid the inclusion of process claims.

Reconsideration of the rejection is respectfully requested.

Regarding Item 9-10, the objection to Claim 1-3 for indefiniteness:

Claims 20-29 are newly presented to eliminate the specifics that were objected to.

Reconsideration of the objection is respectfully requested.

Regarding Items 11 the reference to prior art judged to be pertinent by the Examiner:

Applicant has considered the Office Action, and believes that these references do not anticipate, or make obvious, the instant invention.

Applicant believes that this amendment answers all instances in which the Examiner rejected or objected, and that the amendment places all remaining claims in condition for allowance.

CONCLUSION

In view of the foregoing, Applicant believes all claims now pending in this application are in condition for issue. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at (408) 358-0489.

Respectfully submitted,



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